1 BENJAMIN B. WAGNER
   United States Attorney
2 KEVIN P. ROONEY
   Assistant United States Attorney
3 2500 Tulare Street, Suite 4401
   Fresno, CA 93721
4 Telephone: (559) 497-4000
   Facsimile: (559) 497-4099
5

6 Attorneys for Plaintiff
   United States of America
7

8   IN THE UNITED STATES DISTRICT COURT

9   EASTERN DISTRICT OF CALIFORNIA

10

11 UNITED STATES OF AMERICA,   CASE NO. 1:00CR5204 AWI

12   Plaintiff,   MOTION TO DISMISS;
                                           ORDER
13   v.

14 ROMEL OJEDA-BELTRAN

15   Defendant.

16

17   The United States of America, by and through Benjamin B. Wagner, United States Attorney, and

18 Melanie L. Alsworth, Assistant U.S. Attorney, pursuant to Rule 48(a) of the Federal Rules of Criminal

19 Procedure, hereby moves to dismiss without prejudice the indictment against ROMEL OJEDA-

20 BELTRAN in the interest of justice. See attached Report of Investigation from the U.S. Marshals

21 Service indicating the death of defendant in 2009.

22 Dated: June 10, 2013   BENJAMIN B. WAGNER
                                           United States Attorney
23

24
                                           /s/ Kevin P. Rooney
25   KEVIN P. ROONEY
                                           Assistant United States Attorney
26

27

28

Motion to Dismiss   1

BENJAMIN B. WAGNER
United States Attorney
KEVIN P. ROONEY
Assistant United States Attorney
2500 Tulare Street, Suite 4401
Fresno, CA 93721
Telephone: (559) 497-4000
Facsimile: (559) 497-4099

Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	CASE NO. 1:00CR5204 AWI
Plaintiff,	ORDER
v.	
ROMEL OJEDA-BELTRAN	
Defendant.	

ORDER

IT IS HEREBY ORDERED in the interest of justice that the indictment against ROMEL

OJEDA-BELTRAN be dismissed without prejudice.

IT IS SO ORDERED.

Dated: June 11, 2013   _____

                                            SENIOR DISTRICT JUDGE